

AO 440 (Rev. 8/01) Summons in a Civil Action

United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

MICHAEL BRADFORD, PAT DAMIANI, JR., JOSEPH
DELEONARDIS, JOHN DISPENZA, ROBERT DIZZINE, FRANK
DOLLBAUM, RICH GILMORE, JOHN HILL, PHILLIP HUGGINS,
JAMES JOHANNEMANN, JOHN MARAIA, JOHN A. MARAIA,
ROBERT NIGRO, RAYMOND PANTEL, RICHARD PARKER,
TIMOTHY RILEY, JEFF SEIDEL, CARL TALLARDY, ALLAN
THOMPSON, JR., JAMES SASS, JR. and SANFORD WHITMAN,
AS TRUSTEES OF THE IBEW LOCAL 363 PENSION,
WELFARE, ANNUITY AND J.A.T. FUNDS,

SUMMONS
IN A CIVIL CASE

CASE NUMBER:

Plaintiffs,

-against-

DAVID L. KEMPTON, INC., a/k/a L.I.A. ELECTRIC CORP.,

Defendant.

07 CIV. 3543

-----X
TO: DAVID L. KEMPTON, INC., a/k/a L.I.A. ELECTRIC CORP.
173 Route 303
Valley Cottage, NY 10989 -and-

50 N. Harrison Avenue - Suite 10
Congers, NY 10920

ROBINSON

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFFS' ATTORNEY (name and address)

Meyer, Suozzi, English & Klein, P.C.
425 Broadhollow Road, Suite 405
P.O. Box 9064
Melville, New York 11747-9064

an answer to the complaint which is served on you with this summons, within -----20----- days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON **MAY 03 2007**

CLERK

DATE

BY DEPUTY CLERK

COUNTY OF
UNITED STATES DISTRICT COURT

INDEX NO: 07civ3543
FILED ON: May 3, 2007
DISTRICT: Southern/New York

Michael Bradford, et. al.

vs

Plaintiff(s)

David L. Kempton, Inc., a/k/a L.I.A. Electric Corp.

Defendant(s)

STATE OF NEW YORK, COUNTY OF ALBANY, SS.:

**AFFIDAVIT OF SERVICE
BY THE SECRETARY OF STATE**

Shayne Collen, being duly sworn, deposes and says: deponent is over
the age of eighteen (18) years; that on May 24, 2007, at 9:44 am, at the office
of the Secretary of State of the State of New York in the City of Albany, New York, deponent served the annexed
Summons in a Civil Action, Complaint
_____, on
David L. Kempton, Inc., s/h/q L.I.A. Electric Corp.

Defendant in this action, by delivering to and leaving with Carol Vogt, Authorized Agent, in the Office of
the Secretary of State of the State of New York, personally at the Office of the Secretary of State of the State of New
York, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State
the statutory fee, if required. Service was made pursuant to Section 306 Business Corporation Law.

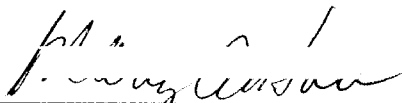
☐ Service was completed by mailing notice of such service and one (1) true copy thereof by ☐ Registered or
☐ 1st Class Mail and Certified Mail, # _____, Return Receipt Requested on _____
to said defendant at: _____

Papers so served were properly endorsed with the index number and date of filing.

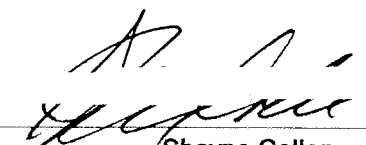
Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the
Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 47 years Approx. weight: 110 lbs. Approx. Ht.: 5' 1"
Sex: Female Color of skin: White Color of hair: Brown Other: _____

Sworn to before me on May 30, 2007


MARCY A. O'HARE

NOTARY PUBLIC, State of New York
No. 4865530, Qualified in Albany County
Term Expires July 14, 2010


Shayne Collen

Invoice-Work Order # 0704339